

S PATENT AND TRADEMARK OFFICE

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231, on

6/17/02

RECEIVED

JUL 0 1 2002

In re Application of:

Examiner:

Technology Center 2100 Unknown

Kenji Yamagami

Serial No.:

10/033,584

Art Unit:

2177

Filed:

December 27, 2001

Title:

METHODS AND APPARATUS FOR

BACKUP AND RESTORING SYSTEMS

Commissioner for Patents Washington, D.C. 20231

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 CFR §§1.97(b)

Sir:

In accordance with the duty of disclosure under 37 CFR §1.56 and pursuant to 37 CFR §§1.97-1.98, Applicant hereby notifies the U.S. Patent and Trademark Office of the references listed on the enclosed Form PTO-1449. One copy of each reference cited is submitted herewith.

The present Information Disclosure Statement is being filed more than three months after the filing date but before receiving the first Office Action. Accordingly, no fee or certification is needed.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant reserves

In re Yamagami. Page 1 of 2 U.S. Appln. No.: 10/033,584 38163

PATENT

Attorney Docket No.: 36992.00088 (HAL ID 197)

the right to dispute any of the listed documents as prior art during examination. Furthermore, Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application. The submission of this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made or that no other material information may exist.

The Examiner is requested to initial the enclosed Form PTO-1449 and return a copy thereof to the undersigned.

If for any reason an insufficient fee has been paid, please charge the insufficiency to Deposit Account No. <u>05-0150</u>.

Respectfully submitted,

Squire, Sanders & Dempsey L.L.P.

600 Hansen Way

Palo Alto, CA 94304-1043

Telephone (650) 856-6500

Facsimile (650) 843-8777

Aaron Wininger

Attorney for Applicants

Reg. No. 45,229

In re Yamagami. U.S. Appln. No.: 10/033,584

PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet of

Complete if Known	
Application Number	10/033,584
Filing Date	December 27, 2001
First Named Inventor	Kenji Yamagami
Group Art Unit	2177
Examiner Name	Unknown
Attorney Docket Number	36992.00088 (HAL 197)

	U.S. PATENT DOCUMENTS					
Examiner	Cite	Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant	
Initials *	No.1	Number - Kind Code ² (if known)			Passages or Relevant Figures Appear	
		US-5,594,900	01-14-1997	Oded Cohn, et al.	·	
		US- 5,742,792	04-21-1998	Moshe Yanai, et al.	DECEN	
		US- 5,857,208	01-05-1999	Yuval Ofek	RECEIVE	
		US- 5,884,328	03-16-1999	Malcolm Mosher, Jr.		
		US- 5,889,935	03-30-1999	Yuval Ofek, et al.	JUL 0 1 200	
		US- 6,044,444	03-28-2000	Yuval Ofek	EAAI	
		US- 6,163,856	12-19-2000	David Dion, et al.	Technology Center 2	
		US- 6,173,377	01-09-2001	Moshe Yanai, et al.	2	
		US- 6,308,284	10-23-2001	Douglas E. LeCrone		
		US-				
		US-				
		US-				
		US-				
		US-				
		US-				
		US-				
		US-				
		US-		_		
		US-				
		US-				

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T [®]
		Country Code ³ - Number ⁴ - Kind Code ⁵ (<i>if known</i>)				
-						
i					•	

Examiner Signature	ru	Date Considered	4/7/64	

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional) . ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.